IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA

Plaintiff

V.

CASE NO. 05-CV-329-GKF-SAJ

TYSON FOODS, ET AL.

Defendants

DECLARATION OF RICHARD W. DUNFORD, Ph.D.

The undersigned, Richard W. Dunford, Ph.D., does declare and state:

Qualifications and Experience

- 1. I completed a Ph.D. in Agricultural Economics, specializing in environmental and natural resource economics, at the University of Wisconsin in Madison in 1977. I also received a M.A. in Agricultural Economics and a M.A. in Economics from the University of Wisconsin in Madison in 1975. In 1971 I received a B.A. in Economics from the University of Missouri in Columbia.
- 2. Upon completing my Ph.D. in 1977, I joined the faculty of the Agricultural Economics Department at Washington State University (WSU) in Pullman as an Assistant Professor. I taught a variety of undergraduate and graduate environmental and natural resource economics classes at WSU. I also advised M.A. and Ph.D. students and served on their thesis and dissertation committees. I was granted tenure and was promoted to Associate Professor in 1983.
- 3. I began working as a Senior Economist in the Center for Economics Research at the Research Triangle Institute (RTI) in Research Triangle Park, North Carolina, in 1986. RTI is a large, not-for-profit, contract research organization. I was later promoted to Program Director at RTI. In 1994 I was a co-founder and Vice President of Triangle Economic Research (TER), a small economics consulting firm in Durham, North Carolina. TER became a whole-owned subsidiary of Blasland, Bouck & Lee (BBL) in 2001. I continued as a Vice President at TER and was a Vice President of BBL starting in 2001. I left TER & BBL in July 2005 and founded Environmental Economics Services (EES) in Raleigh, North Carolina. I am the owner and only employee of EES.
- 4. From 1977 to the present I have authored 13 articles in peer-reviewed journals and 4 articles in other periodicals. I have also co-authored a book, published 6 chapters in other books, written more than 42 reports, and presented at least 26 papers at

professional meetings. I have been deposed several times and I have testified in three trials as an expert witness.

- 5. Under the authority of various statutes, government agencies acting on behalf of the public as trustees for natural resources can collect damages from companies for their injuries to natural resources and their services caused by releases of certain substances. By law, monetary recoveries for natural resource damages must be used to restore or replace the injured natural resources and their services.
- 6. I worked on my first natural resource damage (NRD) assessment in 1987. To date, I have worked on more than 50 such assessments. One of my NRD specialties is assessing damages to recreation activities from oil spills and hazardous-substance releases. For example, I contributed to or led an assessment of recreation damages on the following oil spills:
 - 1988 Shell Oil spill (Martinez, CA)
 - 1990 American Trader spill (Huntington Beach, CA)
 - 1993 Tampa Bay spill (Tampa, FL)
 - 1994 Morris J. Berman spill (San Juan, Puerto Rico)
 - 1995 Berge Banker/Skaubay spill (Corpus Christi, TX)
 - 1996 Julie N spill (Portland, ME)
 - 1999 New Carissa spill (Coos Bay, OR)
 - 2002 Kyowa Violet spill (Yap, Micronesia)
 - 2004 Torm Mary spill (Neches River, TX)
 - 2007 Cosco Busan spill (San Francisco, CA)

I also have contributed to or lead an assessment of recreation damages on the following rivers that were allegedly injured by hazardous-substance releases:

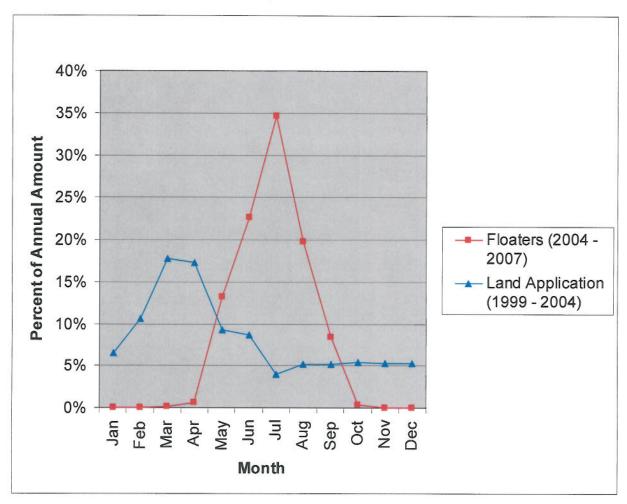
- Russian River (CA)
- Clark Fork River (MT)
- Fox River (WI)
- Housatonic River (MA)
- White River (IN)
- Passaic River (NJ)
- St. Louis River (MN)
- 7. On the State of Oklahoma v. Tyson Foods, et al. case I have reviewed some publicly available documents, as well as some other documents provided by the plaintiff, including documents provided by Dr. Lowell Caneday and a draft transcript of his deposition testimony. I have visited the Illinois River and Lake Tenkiller on several

occasions. I have also rafted on the Illinois River. The opinions that I provide in the remainder of this declaration are based on my academic background, over 20 years of experience on more than 50 NRD cases, the documents that I have reviewed to date, my observations of floating in the Illinois River, and my own rafting in the Illinois River.

Most Floating Occurs When Poultry-Litter Land Applications Are Low

8. According to data provided by the plaintiffs, most floating occurs when poultry-litter land applications are low. Figure 1 provides a comparison of the timing of floating from 2004 through 2007 according to Caneday (2007b) and the timing of poultry-litter land applications from 1996 through 2004 according to Engel (2007). If the timing of the 1996 – 2004 patterns of poultry-litter land application is indicative of the 2004 – 2007 patterns, then the plaintiff's data yield the following results:

Figure 1: Monthly Percentage of Floaters & Land Application of Poultry Litter in the Illinois River Watershed



Source: Caneday 2007b (p. PI-Caneday00000042) & Engel 2007 (p. PI-Engel00001539)

- Only 1% of annual floating occurs in January through April when over half (52%) of the poultry litter is land applied,
- 77% of the annual floating occurs in June through August when just 18% of the poultry litter is land applied,
- 99% of the annual floating occurs in May through September when less than one-third (32%) of the poultry litter is land applied,
- July is the most popular month for floating, with 35% of the annual total, while July has the lowest percentage for poultry-litter land application (4%).

In summary, the timing of floating on the Illinois River differs substantially from the timing of poultry-litter land applications.

- 9. If land-applied poultry litter is running off the land into the Illinois River as the plaintiff contends, then it is logical that much of that runoff would occur during or after significant precipitation (i.e., storm) events following the application. Most floaters will avoid floating during storm events for safety reasons. Furthermore, many outfitters will not allow their customers to begin their float during storm events. When storm events result in high flows in the Illinois River, then fewer people will be floating in the River when the runoff occurs because of safety concerns associated with storm debris, unpredictable currents, and other problems.
- 10. When storm events result in very high flows, the Oklahoma Scenic Rivers Commission's (OSRC's) Website for the Illinois River recommends the following floating restrictions, especially for less experienced floaters:

LOWER RIVER (below Diamondhead Resort)

River level	We recommend
6 feet	that children 10 and under not go in canoes and switch to rafts.
6 feet 6 inches	that all switch to rafts.
7 feet 6 inches	that children 10 and under not go in rafts.
9 feet 6 inches	that all floating cease.

UPPER RIVER (above Diamondhead Resort)

River level	We recommend
5 feet 6 inches	that children 10 and under not go in canoes and switch to rafts.
6 feet	that all switch to rafts.
7 feet	that children 10 and under not go in rafts.
9 feet 6 inches	that all floating cease.

Source: <u>www.oklahomascenicrivers.net/safety.asp</u>

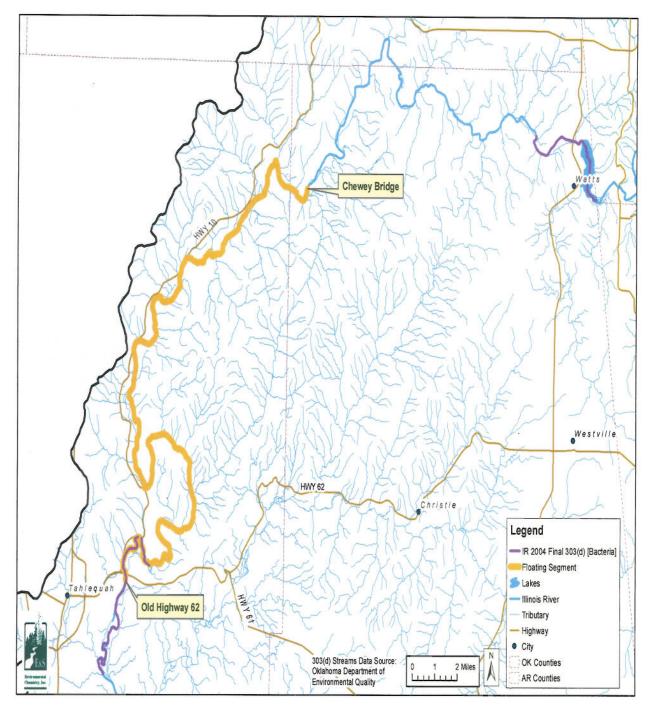
11. In conclusion, if poultry litter runs off the land where it is applied during or after storm events as the plaintiff contends, very few floaters will be floating on the Illinois River during the storm events. If the storm events result in high flows on the Illinois River, then fewer floaters will be in the water when the run off occurs because of safety considerations. Dr. Caneday acknowledged this relationship in a supporting document for his affidavit, stating that "extremely high water during the primary floating season" affects the total number of floaters (Caneday 2007b, p. PI-Caneday00000042). He also acknowledged in his deposition that floaters tend to avoid high water flows (Caneday 2008, p. 20).

Most Floating Occurs in Unimpaired Segments of the Illinois River

- 12. In his affidavit, Dr. Caneday provided opinions on recreational use of the Illinois River, which he defined as beginning at Lake Francis (river mile 0.0) and ending at Horseshoe Bend (river mile 65.6) (Caneday 2007a, p. 3 and OSRC 2005). However, almost all floating on the Illinois River occurs between the Chewey Bridge (river mile 23.6) and Riverside Park (river mile 55.3) near the old Highway 62 Bridge (OSRC 2004; OSRC 2005), a total distance of 31.7 river miles. Figure 2 shows this floating segment in orange shading, while the purple shading shows the segment of the Illinois River designated as impaired for bacteria in 2004 by the Oklahoma Department of Environmental Quality (ODEQ). Figure 3 has similar shading for the floating segment of the Illinois River and the impaired segment based on the draft 2006 ODEQ data. Both figures show very little overlap in the floating and impaired segments. Specifically, only about 3 river miles (about 10%) of the 31.7 river miles where floating occurs were designated by ODEQ as impaired for bacteria (Sullivan 2008).
- 13. Just three major outfitters (i.e., All American Floats, Falcon Floats, and Sparrow Hawk Camp) are located on the impaired segment of the Illinois River (OSRC 2004). These outfitters had 17% of the floaters in the 2006 2007 season according to OSRC data (see PI-Caneday-00002048). Often, outfitters drop off their customers at an upstream public access area and the floaters end their float at the outfitter's location. If that scenario applies to the three major outfitters in the impaired segment, then floaters using these outfitters would start their float in unimpaired water but would end their float in impaired water using ODEQ's designation of impaired river segments. In contrast, none of the floaters using the other eight major outfitters, representing over 80% of Illinois River floaters, would float in an impaired segment of the Illinois River based on the ODEQ's designation of impaired river segments. Thus, almost all floating occurs in unimpaired Illinois River segments.

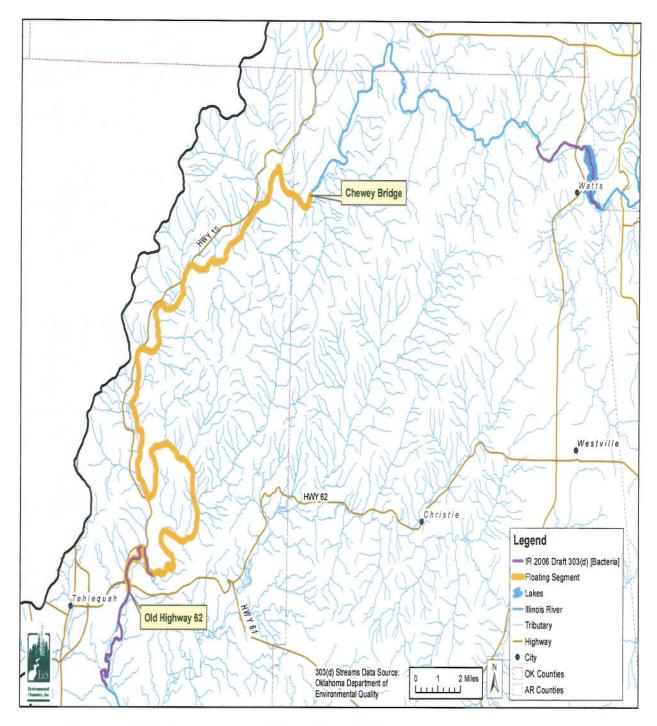
¹ I consider a "major" outfitter to be an outfitter with at least one percent of the annual floaters during the 2006 – 2007 float season based on OSRC data (see PI-Caneday00002048). There were 11 major outfitters in that season using this definition, accounting for 97.4% of the floaters.

Figure 2: Comparison of the Floating Segment and the Impaired Segments of the Illinois River Based on 2004 ODEQ Data



Source: E&S Environmental Chemistry 2008

Figure 3: Comparison of the Floating Segment and the Impaired Segments of the Illinois River Based on Draft 2006 ODEQ Data



Source: E&S Environmental Chemistry 2008

Dr. Caneday Overstates Floaters' Water Contact

- 14. Paragraphs 13 and 14 in Dr. Caneday's affidavit (2007a) imply that floaters are immersed in Illinois River water for the entirety of their float and then they are wet during their long drive home. As explained below, this overstates floaters' water contact during and after their float experience. More importantly, almost all of floaters' water contact is dermal. Full immersion in the Illinois River is infrequent and short-lived for almost all floaters.
- 15. Generally, only part of a floater's body is in contact with the water in the Illinois River on a float. For example, floaters' feet and legs get wet when they launch their raft or canoe and when they beach their raft or canoe for a break during their float. Water tends to get into the bottom of a raft or canoe during a float, so floaters' feet may be in water for an extended period of time during a float, but the majority of their body is not in contact with the water in Illinois River for extended periods of time.
- 16. Some floaters will get fully immersed in deep pools of the Illinois River when cooling off on hot days. Additionally, some floaters will get fully immersed unintentionally for a short period of time after capsizing, which is rarer with rafts than with canoes and kayaks. However, extended periods of full immersion are not possible while floating down the river, because it is too shallow in most places to allow full immersion. In general, the Illinois River is a floating river not a swimming river.

Summary

17. Data provided by the plaintiff's own experts indicate that most floating occurs when land applications of poultry litter are low. If land-applied poultry litter is running off the land as the plaintiff contends, then most of this runoff will occur during or after storm events. However, floaters avoid using the river during storm events and high water flows. Additionally, almost all floating occurs in unimpaired Illinois River segments based on the ODEQ's designation of impaired river segments. Consequently, the extent of possible contact of Illinois River floaters with impaired water is minimal. Finally, Dr. Caneday's affidavit overstates the amount of direct water contact by Illinois River floaters and most of the direct water contact that occurs is dermal, not full immersion.

References

Caneday, Lowell. 2007a. Affidavit in State of Oklahoma v. Tyson Foods, et. al. U.S. District Court for the Northern District of Oklahoma.

Caneday, Lowell. 2007b. "Visitation Estimates: Illinois River Corridor and Lake Tenkiller." PI-Caneday00000042 through PI-Caneday00000047 in *State of Oklahoma v. Tyson Foods, et. al.* U.S. District Court for the Northern District of Oklahoma.

Caneday, Lowell. 2008. Deposition in State of Oklahoma v. Tyson Foods, et. al. case on February 5, 2008.

E&S Environmental Chemistry. 2008. "Maps Showing the Floating and Impaired Segments of the Illinois River in 2004 and 2006."

Engel, Bernard. 2007. "IRW Land Disposal Timing: 1999 - 2004." PI-Engel00001539.

Oklahoma Scenic Rivers Commission. 2004. *Illinois River Map*. www.oklahomascenicrivers.net/files/2004_floaters_guide_map.pdf

Oklahoma Scenic Rivers Commission. 2005. 2005 Floater's Guide: Illinois River Series. www.oklahomascenicrivers.net/files/2005 floaters guide.pdf

Sullivan, Timothy. 2008. Personal communication with Richard W. Dunford, Environmental Economics Services, on February 5, 2008

Billing Rate

18. My billing rate for this case is \$240 per hour.

Date: February **?**, 2008

Richard W. Dunford, Ph.D.

Richard W. Dunford

Environmental Economics Services

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Website: www.EES-LLC.biz

Employment Chronology

2005 – Present **Owner** (founder)

Environmental Economics Services

Raleigh, NC

1994 to 2005 **Vice President** (co-founder)

Triangle Economic Research

Durham, NC

1986 to 1994 **Senior Economist/Program Director**

Center for Economics Research Research Triangle Institute Research Triangle Park, NC

1977 to 1986 Assistant/Associate Professor

Department of Agricultural Economics

Washington State University

Pullman, WA

1983 to 1984 **Consultant in Residence**

Environmental and Natural Resources Policy Division

Congressional Research Service

Library of Congress Washington, DC

1973 to 1974 **Project Specialist**

Department of Agricultural Economics University of Wisconsin at Madison

Madison, WI

Education

Ph.D., 1977, Agricultural Economics, University of Wisconsin, Madison, Wisconsin

M.A., 1975, Agricultural Economics, University of Wisconsin, Madison, Wisconsin

M.A., 1975, Economics, University of Wisconsin, Madison, Wisconsin

B.A., 1971, Economics, University of Missouri, Columbia, Missouri

Key Projects

Leader or co-leader on the following projects/cases:

- "Net Environmental Benefit Analysis of Capping the Middle Reach of Bayou Trepagnier" (Motiva Enterprises)
- "Groundwater NRD Settlement Support on the Questa Mine" (Molycorp)
- "Groundwater NRD Settlement Support on ConocoPhillips Sites in New Jersey" (ConocoPhillips)
- "Groundwater NRD Support for the Cyprus Tohono Mine in Arizona" (Cyprus Tohono Corporation)
- "Economic Impact Analysis of Proposed Critical Habitat Designation for the Southwestern Willow Flycatcher" (Phelps Dodge Corporation)
- "Groundwater NRD Settlement Support on Chevron Sites in New Jersey" (Chevron)
- "Cooperative NRD Assessment Support on the Morenci, Tyrone, Chino, & Cobre Mines" (Phelps Dodge Companies)
- "Recreation Losses from the 2004 Torm Mary Oil Spill in Port Neches, Texas" (Anchor Marine Claims Service representing Skuld P&I Club)
- "Habitat Equivalency Analysis Support on the 1994 Big Creek Fire in the Sierra National Forest" (Stevens & O'Connell representing Southern California Edison)
- "NRD Support on the 2002 Kyowa Violet Incident in Yap, Micronesia" (Carlsmith Ball representing UK P&I Club)
- "Habitat Equivalency Analysis of Remediation Alternatives for the 4H Platform Shell Mounds" (ChevronTexaco)
- "Economic Support on the Potential Natural Resource Damages from Hazardous-Substance Releases at the St. Louis River/Interlake/Duluth Tar (Minnesota) Superfund Site" (PRP Group)
- "Potential Groundwater Damages from Releases from the Hollis Road (SC) Site" (Spriggs & Hollingsworth representing Northrop Grumman Corp.)
- "Recreation Losses from the 2002 Ever Reach Oil Spill in Charleston, South Carolina" (Trimar Defense Services representing Gard Services)
- "Trespass Damages from the 1999 *New Carissa* Grounding in Oregon" (Three law firms representing Britannia P & I Club)
- "Development of HEA Primer" (ChevronTexaco)

- "Economic Support on the 2002 Oil Spill in St. Eustatius" (Steers/Cariconsult International)
- "Groundwater Damages at the South Valley Superfund Site in New Mexico" (General Electric)
- "Economic Support on the NRD Claim for the Combe Fill South Landfill Near Chester, New Jersey" (PRP Group)
- "Natural Resource Damages from a 1999 Hazardous Substance Release in the White River (Indiana)"
- "Potential Groundwater Damages from Hazardous Substance Releases at SRSNE's Facility in Southington, Connecticut" (Consortium of companies)
- "Creel/Angler Survey on the Lower Passaic River" (Chemical Land Holdings)
- "Potential Natural Resource Damages from Hazardous Substance Releases at Hydrite Chemical's Facility in Cottage Grove, Wisconsin" (Consortium of insurance carriers)
- "Human Use Compensatory Restoration Strategy for Onondaga Lake" (Honeywell International)
- "Recreation Losses from the 1999 *New Carissa* Grounding in Oregon" (Garvey, Schubert, & Barer, representing Britannia P & I Club)
- "Review of New Jersey's Groundwater Damage Assessment Formula" (New Jersey Site Remediation Industry Network)
- "Review of Puerto Rico's Tax Loss Claim from the 1994 *Morris J. Berman* Oil Spill in Puerto Rico" (Bogle and Gates, representing Metropolitan)
- "NRD Support on the 1995 Skaubay/Berge Banker Oil Spill in Texas" (Eastham Watson Dale & Forney, representing Gard)
- "Review of NOAA Compensatory Restoration Guidance Document" (Ad Hoc Industry Group)
- "NRD Support for the 1996 Julie N Oil Spill in Maine" (Burke and Parsons, representing Gard)
- "Review of Trustee's Damage Assessment for the 1994 Morris J. Berman Oil Spill in Puerto Rico" (Bogle and Gates, representing Met Life)
- "Economic Support for Underground Petroleum Contamination in Avila Beach, California" (UNOCAL)
- "Litigation Support for Third-party Claims from the 1996 North Cape Oil Spill in Rhode Island" (Freehill, Hogan & Mahar, representing West of England)
- "Support for NRDA Guidance Development" (Oak Ridge National Laboratory for U.S. Department of Energy)

- "Review of NRDA Inc. Report on Natural Resource Damages from a Central California Oil Spill" (Ad Hoc Industry Group))
- "Review of Trustee's Damage Assessment for Two Coral Reef Groundings in Micronesia" (Beak Consultants Inc. for Japan P & I Club)
- "Natural Resource Damage Support for Diluent Releases at the Guadalupe Oil Field in California" (UNOCAL)
- "Review of Trustees' Estimate of Sport Fishing Damages Resulting from Acid Mine Drainage" (confidential client)
- "Review of Trustees' Use Damage Estimates for the 1990 American Trader Oil Spill in California" (Cogswell, Woolley, Nakazawa & Russell, representing American Trading and Transportation Co.)
- "Preliminary Assessment of On-Post Biota Impacts from Hazardous Substance Releases at Rocky Mountain Arsenal" (U.S. Army)
- "Review of Trustees' Analysis of Use Damages from the *Jacquelyn L* Grounding in Florida" (Fertig and Gramling)
- "Natural Resource Damages from the 1993 Tampa Bay Oil Spill in Florida" (Freehill Hogan & Mahar, representing West of England)
- "NRDA Guidance Implementation Project: Savannah River Site" (U.S. Department of Energy)
- "Review of NOAA's Report on Commercial Shipping Losses from the 1990 Shinoussa Oil Spill in Texas" (Royston, Razor, Vickery & Williams, representing Transport Mutual Services)
- "An Experiment on the Existence and Magnitude of Nonuse Values for Non-environmental Goods" (U.S. Department of Energy)
- "Preliminary NRDA on the 1993 Neches River Oil Spill in Texas" (UNOCAL)
- "Natural Resource Damages from the 1992 Avila Beach Oil Spill in California" (UNOCAL)
- "Technical Support on the Natural Resource Damages from the 1991 Haven Oil Spill in Italy" (Arthur D. Little)
- "NRDA Workshops, Training, and Guidance Materials for DOE Staff and Contractors" (U.S. Department of Energy)
- "Review of NRDA Compensation Formulas" (American Petroleum Institute)
- "NRDA Support on the 1990 American Trader Oil Spill in California" (Baker & Hostetler McCutchen Black, representing British Petroleum of America, and Williams Woolley Cogswell Nakazawa & Russell, representing American Trading and Transportation Co.)

- "Recreational Use and Valuation Survey for Allegheny, Monongahela, and Ohio Rivers" (Ohio River Valley Water Sanitation Commission)
- "Review of Damage Estimates for the 1989 World Prodigy Oil Spill in Rhode Island" (Bingham, Dana & Gould, representing Ballard Shipping Company)
- "Analysis of Proposed Revisions in 1991 NRDA Regulations" (General Electric)
- "Studies of Natural Resource Damages from the 1989 Exxon Valdez Oil Spill in Alaska" (Exxon Company, USA)
- "Natural Resource Injury and Damage Assessment Manual" (Petroleum Environmental Research Forum)
- "Environmental Damages of the 1989 Kanchenjunga Oil Spill in Saudi Arabia" (Charles Taylor & Company, London, England)
- "Scoping Study of Natural Resource Damages from the 1988 Martinez Oil Spill in California" (Shell Oil Company)
- "Social Cost of the 1982 Formaldehyde Release into the Russian River in California" (U.S. Department of Justice)

Areas of Specialization

Natural Resource Economics

Assessing natural resource damages as a result of oil spills, hazardous substance releases, and coral-reef groundings

Reviewing/critiquing Trustee assessments of natural resource damages as a result of oil spills, hazardous substance releases, and coral-reef groundings

Reviewing proposed regulations and guidance for assessing natural resource damages

Developing guidance and providing training on assessing natural resource damages

Collecting and evaluating existing information on the characteristics and use of recreation areas

Identifying and evaluating relevant valuation studies in the economic literature for transfer to natural resource damage applications

Estimating nonmarket values for recreation activities

Analyzing contingent-valuation and travel-cost data on the value of recreation activities

Using conjoint analysis and habitat equivalency analysis (HEA) to determine the appropriate scale of compensatory restoration actions for losses of natural resource services

Evaluating conceptual and empirical issues associated with estimating nonuse values

Using hedonic price method to estimate reductions in property values attributable to hazardous-substance releases

Litigation Support

Participating in settlement discussions/meetings with Trustees on natural resource damages and third-party claims

Evaluating claims of lost tax revenue following oil spills and hazardous-substance releases

Evaluating claims of lost business income following oil spills and hazardoussubstance releases

Analyzing claims of reduced property values following hazardous-substance releases

Providing deposition and trial testimony on natural resource damages, tax losses, business-income losses, and property-value reductions as a result of oil spills and hazardous-substance releases

Developing questions for deposing or cross-examining economic experts in natural resource damage cases and third-party lawsuits

Survey Design and Administration

Developing and implementing protocols for counting users of recreation sites

Developing and administering face-to-face surveys with users of recreation sites

Training and monitoring counters of recreators and interviewers for recreation surveys

Developing and implementing telephone and mail surveys administered to recreators

Designing and conducting focus groups and pre-tests of survey questionnaires

Developing and implementing self-administered, computerized surveys of the general public

Professional Associations

- American Agricultural Economics Association (AAEA)
- Association of Environmental and Resources Economists (AERE)

Honors and Awards

- Ford Fellowship, Economics, University of Wisconsin, 1972–1973
- B.A. with Departmental Honors in Economics, University of Missouri, 1971
- Curators Scholarships, University of Missouri, 1968–1971
- Faculty Citation for Academic Excellence, University of Missouri, 1968

Testimony

The Municipalities of Rull and Gilman, et al. v. Kyowa, et al., Federated States of Micronesia Supreme Court, Trial Division – State of Yap, Civil Action No. 2003-3002

Trial Testimony: November 22–23, 2004 (Expert Witness)

Deposition Testimony: March 16, 2005 (Expert Witness)

State of Oregon v. Taiheiyo Kaiun Co., Ltd., et al., Circuit Court of the State of Oregon for Coos County, Case No. 01 CV 0383

Trial Testimony: November 6, 2002 (Expert Witness)

State of New Mexico, et al. v. General Electric Company, et al., U. S. District Court for the District of New Mexico, Case No. CV 99-1118 and CV 99-1254 (Consolidated by order on 6/14/00)

Deposition Testimony: February 26, 2002 (Expert Witness)

State of Wisconsin v. Hydrite Chemical Company v. Aetna Casualty & Surety Company, et al., Wisconsin Circuit Court for Dane County, Case No. 95-CV-2911

Deposition Testimony: December 17, 1999 (Expert Witness)

State of California et al. v. BP America et al., California Superior Court for Orange County, Case No. 646339

Deposition Testimony: December 10 to 13, 1996 (Expert Witness)

July 23, 1997 (Custodian of Records) August 4 and 5, 1997 (Expert Witness)

Trial Testimony: November 13, 14, 17, and 20, 1997

(Expert Witness)

Expert Reports

United States v. Southern California Edison. Prepared for Stevens & O'Connell. August 6 and October 5, 2004.

- The Municipalities of Rull and Gilman, et al. v. Kyowa, et al. Prepared for Carlsmith Ball, LLP. May 28 and June 29, 2004.
- Opinions on the Potential Tourism Impacts of the 2002 Oil Spill in St. Eustatius. Prepared for Steers/Cariconsult International Limited. June 18, 2003.
- SCDHEC v. Western Atlas, Inc. et al. Prepared for Northrop Grumman Corporation. April 3 and May 22, 2003.
- Preliminary Opinions on Potential Revenue Losses to Statia Marine Park from the 2002 Paulina Oil Spill. Prepared for Steers/Cariconsult International Limited. March 8, 2002.
- State of New Mexico v. General Electric Company, et al. Prepared for General Electric. February 1, 2002.
- Opinions on Potential Natural Resource Damages Associated with the Rocky Hill Municipal Well and Montgomery Township Housing Development Superfund Sites. Prepared for Princeton Gamma Tech. April 16, 2001.
- Opinions on Potential Natural Resource Damages from Hazardous Substance Releases at Hydrite's Cottage Grove (WI) Facility. Prepared for a consortium of insurance carriers. December 8, 1999.

Selected Publications

- Dunford, R.W., T.C. Ginn, and W.H. Desvousges. 2004. "The Use of Habitat Equivalency Analysis in Natural Resource Damage Assessments." Ecological Economics 48(1):49–70.
- Iannuzzi, T.J., D.F. Ludwig, J.C. Kinnell, J.M. Wallin, W.H. Desvousges, and R.W. Dunford. 2002. *A Common Tragedy: History of an Urban River*. Amherst, MA: Amherst Scientific Publishers.
- Johnson, F.R., R.W. Dunford, W.H. Desvousges, and H.S. Banzhaf. 2001. "The Role of Knowledge in Assessing Nonuse Damages: A Case Study of the Lower Passaic River." *Growth and Change* 32(Winter):43–68.
- Dunford, R.W. 2000. "Estimating Ground-Water Damages from Hazardous-Substance Releases." *Journal of Water Resources Planning and Management* 126(6):366–373.
- Dunford, R.W. 1999. "The American Trader Oil Spill: An Alternative View of Recreation Use Damages." AERE Newsletter 19(1):12–20.
- Dunford, R.W., and J.A. Murdock. 1997. "Assessing Groundwater Damages From Hazardous-Substance Releases." *Water Resources Update* 109:25–33.
- Dunford, R.W., F.R. Johnson, and E.S. West. 1997. "Whose Losses Count in Natural Resource Damages?" *Contemporary Economic Policy* 15(4):77–87.

- Boyle, K.J., F.R. Johnson, D.W. McCollum, W.H. Desvousges, R.W. Dunford, and S.P. Hudson. 1996. "Valuing Public Goods: Discrete Versus Continuous Contingent-Valuation Responses." *Land Economics* 72(3):381–96
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- Desvousges, W.H., A.R. Gable, R.W. Dunford, and S.P. Hudson. 1993. "Contingent Valuation: The Wrong Tool for Damage Assessment." *Choices* 8(2):9–11.
- Desvousges, W.H., and R.W. Dunford. 1992. "Russian River Basin Formaldehyde Release." In *Natural Resource Damages: Law and Economics*, K.M. Ward and J.W. Duffield, eds. New York: John Wiley and Sons.
- Dunford, R.W. 1992. "Natural Resource Damages from Oil Spills." In *Innovations in Environmental Policy*, T. Tietenberg, ed. London, England: Edward Elgar Publishing, Ltd.
- Dunford, R.W. 1992. "Natural Resource Damages from Oil Spills: A Comparison of the *Ohio* Decision and the Oil Pollution Act." *Environmental Law Reporter* 22(4):10263–10267.
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